

LOCAL.

DISTRICT COURT.

Rev. Hammons went up to Roswell this morning.

J. D. Loe passed through Saturday en-route to El Paso.

Born, Tuesday, Sept. 12, to Mr. and Mrs. Jno. L. Kell's daughter.

Mr. Camp, of the firm of Conway & Camp, visited Pecos, Wednesday night.

Mrs. T. A. Ezell has been dangerously ill the past week with slow fever.

Mrs. M. C. Stewart is visiting in hope for a couple of weeks with relatives.

J. F. Hinkle, manager of the CA— or Pecos Cattle Co., was in town the past week a few days.

Misses Tena Nymeyer and Edna Barber left yesterday for Weatherford, Texas, to enter college.

Mr. and Mrs. Geo. Anderson's thirteen year old daughter has been ill the past week with tonsillitis.

Rev. Jno. L. Kell, who has been here for a couple of weeks left for his new appointment in Kansas, Thursday.

Joseph Gleason, a late volunteer for the Philippines who came here a week or ten days ago, is very sick at the hospital with peritonitis.

Mrs. C. F. Thomason's house at Pecos barely escaped destruction by fire Tuesday night. A well organized bucket brigade saved it with only \$500 damage to upper story and furniture.

W. W. Bush, an old time resident of Carlsbad but now of Canon City, Tex., is in town looking after his case against the Palatine Insurance Co. for insurance on his residence destroyed by fire some four years ago.

The Pat Murray harness shop is closed Mr. Murray having sold the stock to several parties but other creditors intervened and the case is in court. Mr. Murray is now sick at the home of T. J. Cooper.

Aubrey Gist who last June purchased the location known as Setting Bull in the Guadalupe from Jim DeMoss, left Wednesday for Uvalde, Texas, to purchase a car of fine billies and other things. He will return in about a month.

The squib of "Wickedness" by "On to You" referring to the cowboy in church in this week's Argus is not only an insult to cowboys but a scandal to Christians who revere the name made so lightly of. The taste of "On to You" must be depraved—rotten.

Dr. Whither was called to Geyser Springs, Monday, to attend Miss Eva Hush, who is very ill with nervous prostration. While returning the physician was caught in the flood of Black river and lost his medicine case, which was found later by cow boys. The Black river swam the team.

The town board of trustees met Tuesday evening and on motion duly seconded voted a salary \$2.50 per night to D. D. Clark as marshal for watching the town during this term of court. Action was taken on the resignation of the fire department by the selection of D. W. Gerhart as chief with power to appoint subordinate officers.

Sam Stevenson who has made several trips from Dallas since his first indictment in 1903, was again on hand Monday morning. Mr. Stevenson was accompanied by his attorney, Mr. Oberchain. The case is called for next Monday. This is the case where Ed Gamble and Stevenson had a difficulty in the lively stable.

M. J. Murray better known as Pat Murray the harness man, made an assignment of property by bill of sale Monday morning to Dr. Smith. An agent for Parlin & Orendoff filed a petition Wednesday setting forth that assignment was illegal and fraudulent and asked that the assets of Murray be accounted for and property distributed among the creditors. The court ordered all parties to appear, so the case will be more than this case.

While crossing a herd of several hundred cattle over the Pecos above the McMillan lake, the CA— outfit had the misfortune to get a couple of hundred bogged in quick sand, necessitating the work of the whole force for two days and nights in the mud and water, pulling cattle out by ropes attached to the necks. Several cattle were killed, being stuck fast and the mud dried around them before the men could get to them.

Receiver Rogers of the old First National bank, will shortly declare another dividend to the depositors, having forwarded sufficient funds to Washington to pay all due the depositors or 100 per cent. Mr. Rogers took possession of the institution when matters were in bad shape, when many believed he would not pay fifty per cent; in fact many disposed of the claims for that figure. Many of the assets of the bank were at the time Mr. Rogers assumed control absolutely impossible to dispose of. Mr. Rogers has made a splendid record in the management of the affairs of the bank and deserves special credit from the depositors. The comptroller of the currency will make payment to depositors direct from Washington, sending each depositor a draft for the amount of the receiver's certificate.

The Fall Term Convenes With a Large Docket.

District court opened Monday with the usual attendance of visiting attorneys, litigants and witnesses. Judge F. W. Parker, of the third district, occupied the bench in place of Judge Leland. Orrin Rice the stenographer, Elfigo Baca the interpreter, and the district clerk, J. E. Griffith, came in with the judge. The district attorney, Mr. Nietet, of Roswell, and G. A. Richardson, Judge Marfa, of Midland, W. W. Gatewood, of Marfa, Mr. Oberchain, of Dallas, and the local bar Messrs. Freeman & Cameron, John Franklin, U. S. Bateman were also on hand. The work of swearing in the jury was at once commenced and Mr. Kerr was excused being over sixty, Mr. Matheson because of pressing demands in county treasurer duties. Mr. Rheinboldt because a crop of tomatoes was about to spoil unless he could attend the work of canning, having the only cannery in the county. The petit jury finally secured stands as follows:

J. H. James, W. W. Galton, M. J. Murray, I. S. Osborne, L. M. Collier, J. A. Froman, R. S. Benson, Edw. Scoggin, Jno. Mihlfred, Jno. Roark, Henry Robb, J. D. Walker, R. S. Montgomery, V. V. Gieghorn, W. C. Reiff, J. C. and H. B. Brogdon, C. H. Dishman, Oscar Sassa, R. Ohnemus, Albert Krull, A. L. Haynes, Jam B. and Julian Smith.

The grand jury as finally sworn in consists of the following:

E. S. Motter, foreman; C. H. McLentathen, clerk; T. J. Fletcher, H. L. Potter, Peter Corn, Paul Kroeger, A. J. Bryant, T. A. Ezell, John Byrnes, B. T. Killough, C. W. Cowden, W. R. Owen, George Pendleton, W. E. King and J. W. Stokes. J. S. Hunt was appointed Bailiff and Elfigo Baca interpreter for the jury.

The judge's charge to the grand jury was in brief as follows.

GENTLEMEN OF THE GRAND JURY:— You are summoned and chosen as grand jurors for the Fifth Judicial District of New Mexico, sitting in and for the county of Eddy.

It is to the infractions of the criminal laws of the Territory of New Mexico, occurring within the county of Eddy, that your attention and consideration will be directed during your present session. * * * (After alluding to origin and purposes of the jury system the Judge continued):

From these observations it will be seen that there is a double duty cast on you—one a duty to society, to see that the parties against whom there is just cause to charge the commission of a crime shall be held to answer the charge; on the other hand, a duty to the citizen to see that he is not subjected to prosecution upon accusations having no better foundation than public clamor or private malice.

* * * In the investigation of a charge for the purpose of an indictment the jury can receive no other evidence than.

First, Such as given by witnesses produced and sworn before them; or, Second, Legal documentary evidence, and you can receive none but legal evidence, and the best evidence in degree, to the exclusion of secondary or hearsay evidence.

You are not bound to hear the evidence of the defendant, but it is your duty to weigh all evidence submitted to you, finding an indictment when all the evidence, taken together, would in your judgment, if unexplained or uncontradicted, warrant a conviction by a trial jury.

The grand jury must inquire into (1) condition of prisoners not indicted but tryable in this county; (2) the condition and management of county prisons, and (3) into all malfeasances of office by public officials of the county.

I am required to give you specially in charge the law against carrying deadly weapons; vide laws of 1880, page 65, and 1891, pages 117 and 118.

I am also required to give you specially in charge the law against officers speculating in county, municipal or

THE Parlor Saloon, Conway & Camp, Proprietors.

THIS palatial new resort solicits the patronage of the people of Carlsbad and Eddy county, guaranteeing courteous treatment and first-class service in all respects. We handle only the best of all kinds of refreshments. For family or medicinal use the renowned J. S. Searcy Whisky is unexcelled, as its selection by the U. S. government by the U. S. Marine Hospital will testify. We also handle Sherwood Pure Rye, the best and highest priced of this class of goods on the market.

LAWRENCEBURG, Anderson Co., Ky., 1884.

TO THE TRADE: My brand was selected for use at U. S. Marine Hospital at Washington, D. C., after being analyzed by the eminent chemist, W. M. Mew, over eighty seven samples of the leading brands of Kentucky, Maryland and Pennsylvania. It should be borne in mind that in this department of the government service the sample appear in plain bottles, without marks of any kind, and the selection of this whisky is from the noted Helling Spring in Anderson county, Ky., which stands at a temperature of 50 degrees the year round, with a supply inexhaustible. This water is at all times clear. I will further state that I have never had a single barrel returned.

Very Respectfully, J. S. SEARCY.

School Books

AND SUPPLIES

AT THE

Eddy Drug Co's Drug Store.

Windmills!

Eclipse and Star.

Well Casing and Piping.

Tin and Galvanized . . . Iron Work.

Galvanized Iron Cisterns built to order. Give us a call and get our prices.

Tracy & McEwan.

court warrants. (Laws of 1880, pp. 20-22.

The laws against gambling, vagrancy and the desecration of the Sabbath are also required to be specially given in charge, and they will be called to your attention by the district attorney.

(The Judge cautioned the jury very strongly as to keeping their proceedings in the jury room in strict secrecy reminding them that violations of the rule is punishable by fine and imprisonment. With a concise direction as to their organization, powers and limitations, Judge Parker closed with the following:)

In conclusion, gentlemen present no person through malice hatred or ill-will; weigh well the evidence produced before you; do not let yourself be made the means of accusing the innocent or setting on foot a public prosecution in aid of one side or the other of a mere political or partisan controversy; neither should you leave any unrepresented through fear, favor or affection, or any reward, or the promise or hope thereof.

You should be vigilant and patient in your inquiries, and let no man escape trial who is shown to be guilty of a violation of the territory of New Mexico, tryable in this county.

A call of the docket was had and assignment of cases made. Monday, Tuesday and Wednesday were taken up with civil business, the first criminal case being called up yesterday.

Following indictments were turned by the grand jury:

W. G. Cass, murder; Floyd Baker and Lee Phillips, burglary; Marion Brock, larceny of a horse; Ignacio Mingar, larceny of mule; Chas Ware larceny of horse, 4 counts; Saul Marr horse stealing 4 counts; Dan Johnson horse stealing 4 counts; D. R. Harkey handling pistol in threatening manner; Wm. Edwards no true bill; Amor Yates no true bill; P. G. Schellau insanity.

The following cases wherein the territory is plaintiff were nolle:

Walter H. Pandleford, insulting while armed.

Leslie Dow, violating Sunday law.

George Bragg, assault to kill and murder.

Robert Martin, assault to murder.

Pantaleon Castanilla, assault to murder with a knife.

Brown Seay, violating Sunday law.

John Scott, larceny of horse.

Wm. McLendon and Martin Mrose, receiving stolen property.

Victor Queen, larceny of one cow.

Augustin Lerma, murder.

Thomas Friday, larceny of cattle.

Cage Dodd, larceny of cattle.

Following cases continued, set for trial, passed or nolle:

John Slaughter, larceny of horses, continued.

Joseph Spies, assault with a deadly weapon, continued.

Thos. Friday, carrying deadly weapon, continued.

Samuel Stevenson, assault with a deadly weapon, set for Monday, Sept. 18.

William Jones, larceny of horse, continued.

Henry Bowling, larceny of horse, set for Tuesday.

W. F. Baker, larceny of cattle, continued.

Chas. Cochran, larceny of cattle, continued with alias.

Victor Queen, larceny of cattle, continued.

W. F. Baker, larceny of cattle, continued.

Estanislao Hernandez, murder, nolle.

Carl Gordon, handling a pistol in a threatening manner, set for 1st Thursday.

Perry Melton, larceny of neat cattle, hung jury.

Bruce Jones, larceny of cattle, on trial to-day.

Marion Edwards, assault, passed.

Horace Williams, assault, set for 1st Thursday.

Thursday. Joseph Taylor, assault, passed.

J. W. Thompson, dismissed at plaintiff's cost.

R. H. Pierce vs J. M. Melton, assumption by attachment, passed.

March Bros. vs T. J. Wiley, replevin; set for 1st Saturday, jury waived.

American Trust & Savings Bank and the Pecos Co. vs Greene Vineyard Co and the Pecos Valley Ry Co; chancery, passed.

McLenn-Gilmore Kid Co to J. O. Cameron, assignment, passed.

Sam B Smith vs Thomas Feunnessey, chancery, dismissed at plaintiff's cost.

Wm. J. Barber vs J. M. Barkley, trespass, set for 1st Friday.

David L Kemp vs J. Less Dow, replevin, set for 1st Friday.

W. W. Bush and W. J. Barber vs Palatine Ins Co., damages; set for 2nd Monday with jury.

A. T. Windham vs J. D. Sykes, et al., appeal from J. P. court; dismissed at plaintiff's cost by consent.

Isaac W. Rogers receiver, vs Alonso Lanky et al., debt; dismissed at plaintiff's cost.

Carlos Granada vs Denton Robinson, appeal from J. P. court; dismissed at plaintiff's cost.

A. Green Jr., and W. H. Green vs Albert Lee and H. E. Robb, dismissed at plaintiff's cost.

F. Branton Pitt vs The Pecos Valley Beet Sugar Co; plaintiff takes non suit.

Searcy vs Aycock vs Robert T. Benson; set for 1st Thursday.

Wm H Bigger et al vs Robert T. Benson, tried Thursday; verdict for plaintiff for \$57.50 and costs.

LeGrande E. Pratt vs Joseph Taylor et al; damages; to be continued.

W. R. Condey & Co. vs W. H. Statcup et al; appeal from J. P. court; set 2nd Monday.

Robert W. Tansill vs James A. and E. W. Tomlinson; dismissed on stipulation.

Fred Fimeyer vs W. T. Foster, et al passed.

Francis G. Tracy vs Greene Vineyard Co. et al; passed.

1st National Bank of Las Vegas vs Jos. C. Lea et al; passed.

Ella Wilson vs Eliza Wilson, divorce; passed.

F. G. Tracy vs W. A. Finlay; passed.

Chas. M. Anderwerth vs Pecos Valley Beet Sugar Co; set for today.

John A. Beckel et al vs A. L. Haynes; tried before court, decision later.

Isaac W. Rogers, receiver vs J. F. Matheson, collector, etc., continued to 1st Monday.

Len Scott vs D. R. Harkey, set for second Tuesday, jury waived.

E. M. Deik who supply you with fine melons and vegetables watch for his wagon.

A circulating library will soon be established. Mr. Palmer of Washington, D. C., having donated 500 volumes as a starter in consideration of the library being named after a friend killed in Cuba, so the library will be the Norman Crosby Library.

Fresh oysters every week at Gamble's; 10c per dozen.

For Sale Cheap.

Good 4-room house and lot on Main St.; also good horse and phaeton.

J. A. LAW.

J. C. Lorton, formerly the harness maker for Pat Murray, has secured quarters with S. T. Bittling and will do all kinds of harness repair work and manufacture hand made harness to order. He will also keep on hand all classes of harness and saddlery. See his advertisement in another column.

100 acres south side of Cam draw, below canal, fine black land, deeded, with house and all fenced, ten acres good corn; all goes for \$500. Time on half if desired. Enquire of Wm. H. Mul-lane agent.

D. J. Thomas writes from Midland that an abscess was removed from his abdomen the past week and that he will be laid up for some time.

Percy Hagerman perambulated our streets Saturday night.

For Sale.

Twenty-five French Merino bucks, for cash or exchange for ewes.

G. SHULTZ,

Ranch Lake Avalon, postoffice Carlsbad, N. M.

A. J. Hill, of Roswell, listened to the Perry Melton trial yesterday and visited old friends in Carlsbad.

Geo. Wilcox came in yesterday for medicine for a child sick with summer complaint.

Jim DeMoss received word yesterday while on the jury of a sick child at his home in Dark Canon.

WANTED: 2,000 feet of second hand lumber.

W. F. DAUGHERTY.

SISTERS SCHOOL...

The Sisters of Mercy of Stanton, Tex., will open their school the first Monday in September.

Monthly Rates:

Tuition and board, \$12.00

Washing, 1.00

Miscellaneous, 1.00

Address:

Sister Superior, Mercy Convent, STANTON, TEXAS.

If you want good private board in a quiet house and at moderate rates see J. R. Duffy at Pecos Valley Hotel. 124

S. T. Bittling, Banker.

5 doors below Hotel Schiffs.

CARLSBAD, NEW MEXICO.

A General Banking Business Done.

Exchange Furnished to Customers Free of Charge.

Ruined by Standard Oil Company.

State Senator Lewis Emery of Pennsylvania, was before the industrial commission this week in Washington.

Mr. Emery claimed to have been twice driven to the wall by the combination of the railroads and the Standard Oil company against him. He claimed that the Standard Oil company has inherited all the privileges of the old South Improvement company and read the contract between that company and the railroad organization to prove that it provided explicitly for rebates. He also read a letter addressed by the receivers of the Baltimore and Ohio railroad to the interstate commerce commission admitting, Mr. Emery claimed, that rebates had been given up to January, 1899. Mr. Emery gave a detailed history of his efforts to secure a footing for the product of the independent companies in Germany. In this connection Mr. Emery eulogized the German government as a model.

The witness contended that the Standard Oil company does reduce prices for the purpose of driving out competitors, and he said he could bring a stack of proofs to show that this was the custom at the present day.

Job work of all kinds such as repairing sidewalks, work in gardens, team work of all kinds, plowing, etc. Call on Chas. Swanson opposite Riddick residence. Clothing cleaned and repaired promptly.

Sheriff Stewart has as his assistants Deputies Jno. Stewart and Jim Christopher and Bailiffs Jesse Rascoe, Jack Tedford and Jno. Emerson, with Joe Hunt as door keeper for the grand jury.

C. W. Cowden and Co. purchased the Hesse ranch horses and cattle this week at 10,000.

K. M. Johnson is able to be out again after a severe sickness.

F. J. Godair the well known commission man and a director in the Bank of Roswell died of consumption at Colorado Springs Thursday.

Court was occupied yesterday in trying the case of the territory vs Perry Melton charged with stealing two calves in 1898. After deliberating all night the jury failed to agree and were discharged this morning.

The district clerk Mr. Griffith is very obliging going to considerable pains to attend and give attention to all information seekers, which the CURRENT acknowledges in the spirit given.

W. S. Woods, Pres. W. H. Winans, V. Pres.

W. A. Hale, Cashier.

Chas. H. Moore, Asst. Cashier.

J. V. Barnes

Official Statement of the Condition of The National Bank of Commercial

Kansas City, Mo.

at Close of Business September 7, 1909.

United States Depository.

RESOURCES:

Loans and discounts \$12,412,787.81

Real estate, including Commercial Building, 248,019.61

Five per cent redemption fund 73,760.99

Furniture and fixtures 60,997.99

Cash and sight ex. 86,512,121.23

U. S. bonds, par 1,000,000.00

Other high-grade bonds 1,942,074.95

\$29,237,812.95

LIABILITIES:

Capital stock \$1,000,000.00

Surplus and undivided profits 444,736.50

Circulation account 215,260.00

Cumulative Deposits 20,517,915.45

\$29,237,812.95

The above statement is correct.

W. A. Hale, Cashier.

J. C. Lorton

Harness and Saddlery.

Hand Made

Harness

and Repair

Work.

It will pay you well to get our prices on

Printing!

The Current Job Office.

Hillside Dairy Farm,

P. E. BRYANT, Proprietor.

Fresh Cream, Milk and Butter Delivered to All Parts of the City.

Special Cows for Invalids and Children.